

A U S T I N C I T Y C O U N C I L

AGENDA



Thursday, August 24, 2006

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**Public Works
RECOMMENDATION FOR COUNCIL ACTION**
ITEM No. 16

Subject: Approve an ordinance amending Section 13-2-308 and 13-2-309 of the city code and adding Section 13-2-310 to the city code relating to granting taxicab franchises to change the procedure used to award a taxicab franchise from a lottery to a merit-based procedure.

Amount and Source of Funding: The taxicab permit fee of \$400 per year per permit is a revenue source. Expected annual revenue is \$22,000.

Fiscal Note: There is not unanticipated fiscal impact. A fiscal note is not required.

Additional Backup Material

(click to open)

 Ordinance

For More Information: Morris Poe, 974-1562, Laura Bohl, 974-7064.

On August 10, 2006, City Council directed Staff to change the city code to provide for a merit based selection process for awarding a taxicab franchise other than the existing lottery system.

Applications for a new taxicab franchise have been submitted by ABCABCO, Inc, d/b/a/ Lone Star Cab Company, Capital City Cab Company, and Green Eagles, Inc., d/b/a/ Longhorn Cab Company. The Public Works Department has reviewed the applications and finds the applicants qualified to participate in the merit based selection process.

ORDINANCE NO.

1 AN ORDINANCE AMENDING SECTIONS 13-2-308 AND 13-2-309 OF THE
2 CITY CODE AND ADDING SECTION 13-2-310 TO THE CITY CODE
3 RELATING TO GRANTING TAXICAB FRANCHISES.
4

5 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:
6

7 PART 1. Section 13-2-308(C) (*Granting of Taxicab Franchise Through Annual*
8 *Reservation of Franchise Permits*) of the City Code is amended to read:

- 9 (C) When not less than 50 franchise permits are held in reserve, the city council
10 may grant the reserved permits to an [a-qualified] applicant who meets the
11 requirements of this chapter for a new taxicab franchise. If more than one
12 applicant who meets the requirements of this chapter [qualified person]
13 applies for a new franchise under this section, the council shall award the
14 franchise in accordance with Section 13-2-310 (*Selection Of Franchisee*) [by
15 lottery].

16 PART 2. Section 13-2-309(C) (*Granting Of Taxicab Franchise Under Certain*
17 *Circumstances*) of the City Code is amended to read:

- 18 (C) If the number of [qualified] applicants who meet the requirements of this
19 chapter is greater than the number of franchises the council may grant under
20 this section, the council shall award a franchise in accordance with Section
21 13-2-310 (*Selection Of Franchisee*) [by lottery].

22 PART 3. Chapter 13-2 (*Ground Transportation Passenger Services*) of the City Code is
23 amended to add Section 13-2-310 to read:

24 § 13-2-310 SELECTION OF FRANCHISEE.

- 25 (A) This section prescribes the method for selecting among multiple applicants
26 when required by Section 13-2-308(C) (*Granting Of Taxicab Franchise*
27 *Through Annual Reservation Of Franchise Permits*) or Section 13-2-309(C)
28 (*Granting Of Taxicab Franchise Under Certain Circumstances*).

- 29 (B) The council shall award the franchise to the applicant that the city council
30 determines is best qualified after considering:

- 31 (1) the information required by Section 13-2-303 (*Franchise Application*
32 *Required*);

- 1 (2) the criteria and recommendation prescribed by Section 13-2-304
2 (*Recommendation on Franchise Application*); and
3 (3) criteria reasonably relating to the operation of a taxicab franchise
4 promulgated by the city manager.

5 **PART 4.** This ordinance takes effect on _____, 2006.

6 **PASSED AND APPROVED**

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10 _____, 2006

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Will Wynn
Mayor

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15 **APPROVED:** _____
16 David Allan Smith
17 City Attorney

15 **ATTEST:** _____
16 Shirley A. Gentry
17 City Clerk

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